IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 11TH JULY 2007 / 20TH ASHADHA 1929

Crl.Rev.Pet.No. 397 of 2000()

CRA.156/1995 of ADDL.SESSIONS COURT, KOTTAYAM DT.17.2.2000
CC.148/1993 of JUDL. MAGISTRATE OF FIRST CLASS, ERATTUPETTA DT.17.2.2000.

REVN. PETITIONER: APPELLANT/ ACCUSED

WILSON SAMUEL, KALLUMKAL HOUSE,
ERUMAPRAMATTOM, MOONILAVU,
MEEMACHIL, KOTTAYAM.

BY ADV. SRI.M.J.THOMAS

RESPONDENTS: RESPONDENT/ COMPLAINANT AND STATE

1. **JOHN K.JOHN, S/O.JOHN,**
   KUZHIYANICKAL HOUSE, MELUKAVU MATTOM,
   MELUKAVU, MEENACHIL, KOTTAYAM.
   BY POWER OF ATTORNEY HOLDER , BABU
   S/O. MICHAEL, NAICKAMPARAMBIL, MARY LAND
   KADANADU, MEENACHIL, KOTTAYAM.

2. **THE STATE OF KERALA, REP.BY THE PUBLIC**
   PROSECUTOR, HIGH COURT OF KERALA,
   ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.DILIP.S

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 11/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

CRRP.NO.397/2000

ORDER ON CRL.MP.2284/2000 IN CRL.RP. 397/2000

DISMISSED

11.07.2007 **SD/- K.R.UDAYABHANU, JUDGE**

/TRUE COPY/

P.S. TO JUDGE

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K.R. UDAYABHANU, J.

CRL.R.P.NO.397 of 2000

Dated, 11th July, 2007.

ORDER

Revision petitioner who is the accused in C.C.No.148/93, stands convicted for the offence under section 138 of the Negotiable Instruments Act, and sentenced to undergo simple imprisonment for 3 months and to pay a fine of Rs.5000/- plus compensation of Rs.25,000/- and also to pay Rs.3000/- out of the fine amount also to the complainant. The revision petitioner has only sought for modification of the sentence and also time to pay the amount.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.28,000/- to the complainant and in default to undergo simple imprisonment for 3 months. The revision petitioner is granted 3 months' time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the

JFCM- Erattupetta on 25-10-2007 to receive the sentence.

The Crl.R.P is disposed of accordingly.

(K.R.UDAYABHANU)
JUDGE.

kvm/-

K.R.UDAYABHANU, J.

CRL.R.P. 397 OF 2000

ORDER

11-7-2007.